IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 6TH NOVEMBER 2007 / 45TH KARTHIKA 1929

Bail Appl..No. 6666 of 2007()

CMP.4685/2007 of J.M.F.C.-I, PUNALUR

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CRIME NO.237/2007 OF KULATHUPPUZHA POLICE STATION

PETITIONERS/ACCUSED 1 & 2

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1. MUNEER,S/O.MUHAMMED RASHEED
   SAJEER MANZIL, EENTHALIL, NILAMEL MURI,
   NILAMEL VILLAGE,KOTTARAKKAR, KOLLAM.

2. SABEER,S/O.SAINUDEEN
   MEENA COTTAGE, KAROTTU
   NILAMEL VILLAGE,KOTTARAKKAR, KOLLAM.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS: COMPLAINANT

STATE OF KERALA,REPRESENTED BY THE
SUB INSPECTOR OF POLICE
KULATHUPPUZHA POLICE STATION, KOLLAM DISTRICT,
THROUGH THE PUBLIC PROSECUTOR, HIGH COURT OF
KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 6666 of 2007

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Dated this the 6th day of November, 2007

ORDER

Application for regular bail. Petitioners are accused 1 and 2 . They face allegations under Section 366A read with 34 IPC. A Police official found a minor girl, aged about 15 years in the company of two adults. Suspicion arose and he registered a crime suo motu against the petitioners. Investigation is in progress. The petitioners remain in custody from 21.10.07.

2. The learned counsel for the petitioners submits that the petitioners are absolutely innocent. The have not committed any offence. Merely on unjustified suspicion, proceedings have been initiated against the petitioners.

3. The learned Public Prosecutor after taking instructions submits that the victim girl has now clarified that there was no attempt to vex her or harass her or attempt to make any advances. She wanted to see the dam site. She had gone on her own along with the accused.

4. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I

am satisfied that regular bail can be granted to the petitioners subject to appropriate conditions.

5. In the result, this petition is allowed. The petitioners shall be released on bail on the following terms and conditions:

i) The petitioners shall execute bonds for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioners shall make themselves available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, for a period of one month. Thereafter, they shall make themselves available for interrogation as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE